

RESOLUTION NO. 23-283

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AN EASEMENT IN FAVOR OF FLORIDA POWER & LIGHT COMPANY OVER CITY-OWNED PROPERTY LOCATED AT 515 NW 15 AVENUE; AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER THE EASEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in order to support construction of a pump station in the Dorsey Riverbend community, the City needs to grant an easement over real property located at 515 NW 15TH Avenue (the "Property") to Florida Power & Light Company ("FPL") for construction, operation and maintenance of underground electric facilities.

WHEREAS, granting the easement to FPL for the support of the construction of the new pump station located at the Property is in the best interests of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The recitals are true and correct and incorporated herein.

SECTION 2. That the City Commission of the City of Fort Lauderdale, Florida, hereby approves the easement in favor of Florida Power & Light Company and authorizes the City Manager to execute and deliver the instrument.

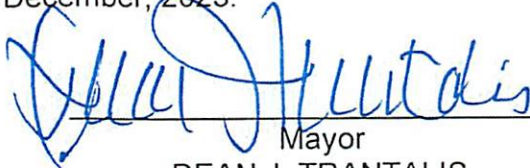
SECTION 3. That the Office of the City Attorney shall review and approve as to form all documents prior to their execution by the City Manager.

SECTION 4. That if any clause, section or other provisions within this Resolution shall be held invalid or unconstitutional by a court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby but shall remain in full force and effect.

SECTION 5. That all Resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.


SECTION 6. That this Resolution shall be in full force and effect immediately upon its final passage.

ADOPTED this 5th day of December, 2023.




Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM AND
CORRECTNESS:



City Attorney
THOMAS J. ANSBRO

Dean J. Trantalis Yea

John C. Herbst Yea

Steven Glassman Yea

Pamela Beasley-Pittman Yea

Warren Sturman Yea



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#23-1107

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Greg Chavarria, City Manager

DATE: December 5, 2023

TITLE: Resolution Authorizing the Execution of an Underground Electric
Utility Facilities Easement with Florida Power and Light Company – Dorsey
Riverbend Stormwater Improvements - 515 NW 15th Avenue (**Commission
District 3**)

Recommendation

Staff recommends the City Commission approve the execution of an underground electric utility facility easement with Florida Power and Light Company (FPL) for the purposes of construction, operation, and maintenance of underground electric utility facilities.

Background

The Dorsey Riverbend Stormwater Improvements project includes construction of a new pump station to be located at 515 NW 15th Avenue. This easement will allow FPL to construct, operate, and maintain the electrical power supply to the new stormwater pump station. The proposed Utility Easement is described in Exhibit 1.

Resource Impact

There will be no fiscal impact to the City associated with this item.

Strategic Connections

This item is a FY 2024 Commission Priority, advancing the Infrastructure and Resilience initiative.

This item supports the *Press Play Fort Lauderdale 2024* Strategic Plan, specifically advancing:

- The Infrastructure Focus Area
- Goal 1: Build a sustainable and resilient community.
- Objective: Proactively maintain our water, wastewater, stormwater, road, and bridge infrastructure

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We Are Ready

This item supports the Advance Fort Lauderdale 2040 Comprehensive Plan,

specifically advancing:

- The Infrastructure Focus Area
- The Sanitary Sewer, Water & Stormwater Element
- Goal 6: Ensure that all areas of the City are reasonably protected from flooding, giving due consideration to the City's natural and built environment.

Attachments

Exhibit 1 – Sketch and Description of Proposed FPL Easement

Exhibit 2 - Resolution

Prepared by: Sayd Hussain, Project Manager II, Public Works

Department Director: Alan Dodd, Public Works

Work Request No. _____

Sec. __, Twp __ S, Rge __ E

Parcel I.D. 5042-04-24-0110
(Maintained by County Appraiser)

EASEMENT (BUSINESS)

This Instrument Prepared By

Name: Sayd Hussain SR
Co. Name: City of Fort Lauderdale
Address: 100 North Andrews Ave,
Fort Lauderdale FL 33301

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its affiliates, licensees, agents, successors, and assigns ("FPL"), a non-exclusive easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such facilities or any of them within an easement described as follows:

Reserved for Circuit Court

See Exhibit "A" ("Easement Area")

Together with the right to permit any other person, firm, or corporation to attach wires to any facilities hereunder and lay cable and conduit within the Easement Area and to operate the same for communications purposes; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the Easement Area heretofore described, over, along, under and across the roads, streets or highways adjoining or through said Easement Area.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on January 09, 2024.

Signed, sealed and delivered in the presence of:

[Signature]
(Witness' Signature)

Print Name: Amber Cabrera
(Witness)

[Signature]
(Witness' Signature)

Print Name: Donna Varisco
(Witness)

Entity name

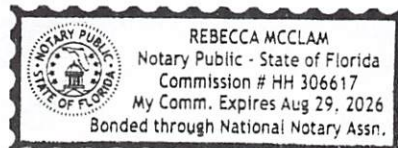
By: [Signature]

Print Name: GREG CHAVARRIA

Print Address: 101 NE 3rd Ave, Suite 1430
Ft. Laud, FL 33301

STATE OF Florida AND COUNTY OF Broward. The foregoing instrument was acknowledged before me this 26th day of January, 2024 by Greg Chavarria, the City Manager of the City of Fort Laud., who is personally known to me or has produced _____ as identification, and who did (did not) take an oath.
(Type of Identification)

My Commission Expires:



[Signature]
Notary Public, Signature

Print Name Rebecca McClam

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/19/01 BY 60321

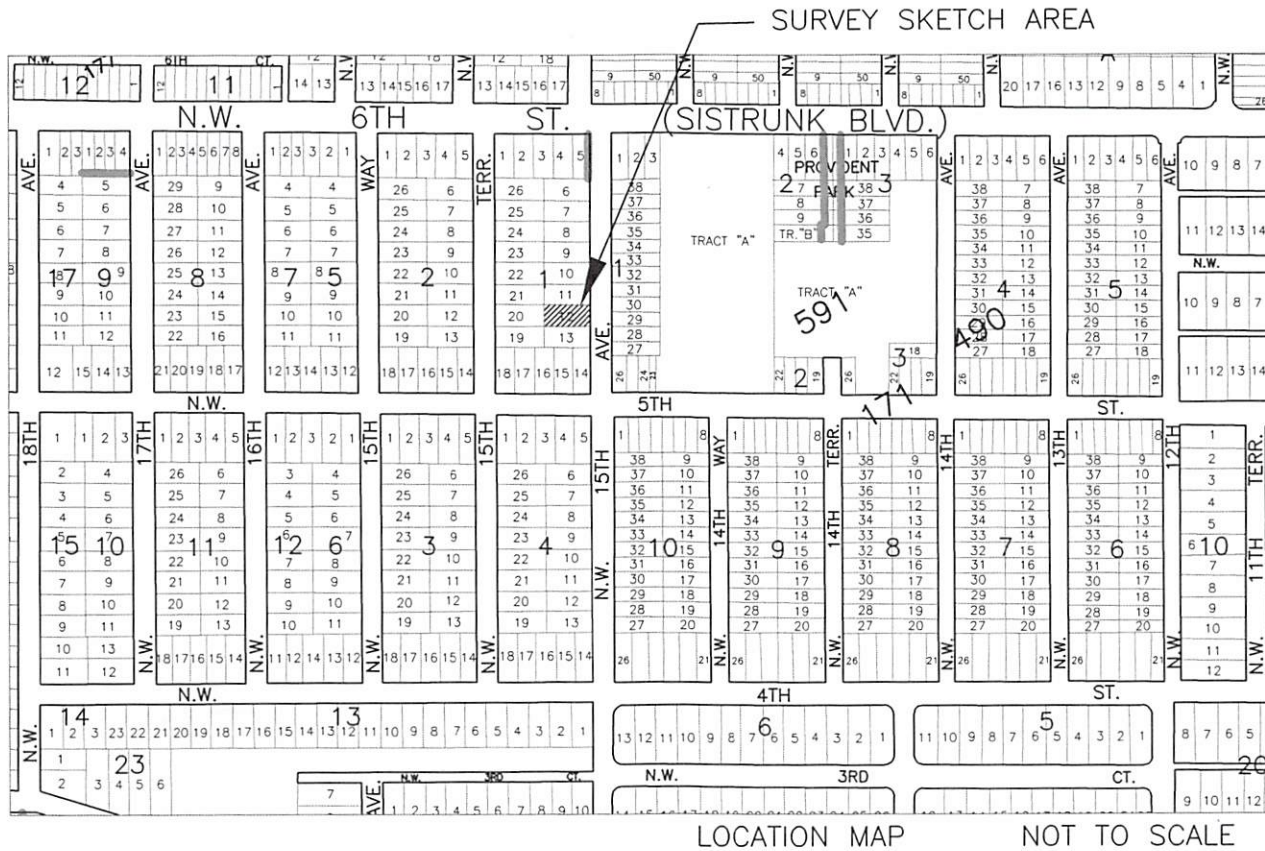
City Manager for City of Boston
James
Board
Greg Chavira

Robert A. Khan
11/19/01



SKETCH AND DESCRIPTION

THIS IS NOT A SURVEY



DESCRIPTION: 10' FPL EASEMENT

THE SOUTH 10.00 FEET OF LOT 12, BLOCK 1, "DORSEY PARK FIRST ADDITION", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 21, PAGE 30, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA

ALL SAID LANDS BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

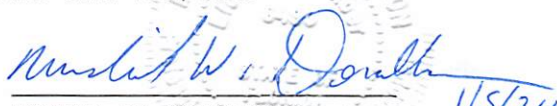
NOTES:

- 1) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 2) SUBJECT TO EXISTING EASEMENTS, RIGHTS OF WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
- 3) THIS SKETCH IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OR AN ELECTRONIC SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THE HEREIN SKETCH AND DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, PREPARED UNDER MT RESPONSIBLE CHARGE IN ACCORDANCE WITH THE STANDARDS OF PRACTICE IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODES, PURSUANT TO SECTION 472.027.

PAGE 1 OF 2

DATED JUNE 19th, 2023


MICHAEL W. DONALDSON
PROFESSIONAL SURVEYOR AND MAPPER
NO.6490 STATE OF FLORIDA

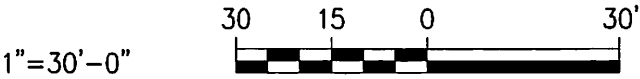
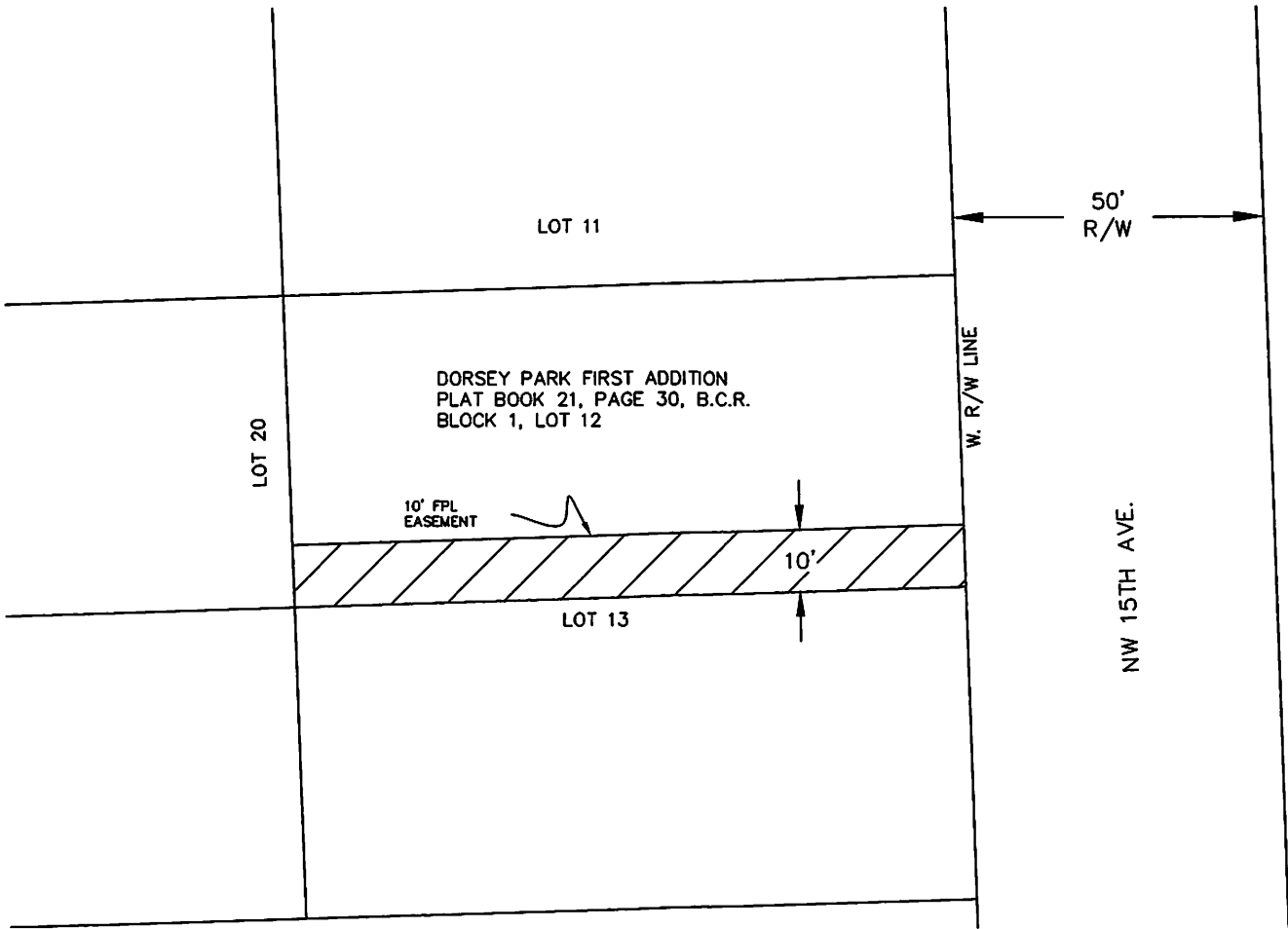
CITY OF FORT LAUDERDALE		
EXHIBIT 1		
515 NW 15 AVE		
10' FPL EASEMENT		
BY: M.D.	ENGINEERING	DATE:06/19/23
CHK'D M.D.	DIVISION	SCALE:N.T.S.

DIOT

CONFIDENTIAL



SKETCH AND DESCRIPTION



THIS IS NOT A SURVEY

LEGEND	
FPL	DENOTES FLORIDA POWER AND LIGHT
R/W	DENOTES RIGHT OF WAY
B.C.R.	DENOTES BROWARD COUNTY RECORDS
N.T.S.	DENOTES NOT TO SCALE

CITY OF FORT LAUDERDALE		
EXHIBIT 1		
515 NW 15TH AVE		
10' FPL EASEMENT		
BY: M.D.	ENGINEERING DIVISION	DATE: 06/19/23
CHK'D M.D.		SCALE: 1"=30'



DOCUMENT ROUTING FORM

Today's Date: 1/24/24 12

DOCUMENT TITLE: FPI Underground Business Easement - 515 NW 15th Avenue

COMM. MTG. DATE: 12/05/2023 CAM #: 23-1107 ITEM #: R-2 CAM attached: ☒ YES ☐ NO

Routing Origin: CAO Router Name/Ext: S. Sierra/ 5598 Action Summary attached: ☒ YES ☐ NO

CIP FUNDED: ☐ YES ☒ NO

Capital Investment / Community Improvement Projects defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, or fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, or real.

1) Dept: CAO Router Name/Ext: 5598 # of originals routed: 1 Date to CAO: 1/24/24

2) City Attorney's Office: Documents to be signed/routed? ☒ YES ☐ NO # of originals attached: 1

Is attached Granicus document Final? ☒ YES ☐ NO

Approved as to Form: ☒ YES ☐ NO

Date to CCO: 1/24/24

Lynn Solomon
Attorney's Name

[Signature]
Initials

3) City Clerk's Office: # of originals: 1 Routed to: Donna V./Amber Cabrera./CMO Date: 01/23/24

4) City Manager's Office: CMO LOG #: JAN 68 Document received from: CCO 01/23/24

Assigned to: GREG CHAVARRIA ☒ ANTHONY FAJARDO ☐ SUSAN GRANT ☐

GREG CHAVARRIA as CRA Executive Director ☐

☐ APPROVED FOR G. CHAVARRIA'S SIGNATURE

☐ N/A FOR G. CHAVARRIA TO SIGN

PER ACM: S. Grant (Initial/Date)

PER ACM: A. Fajardo (Initial/Date)

S. Grant (Initial/Date)

☐ PENDING APPROVAL (See comments below)

Comments/Questions: _____

Comments/Questions: _____

Forward ☒ originals to ☐ Mayor ☒ CCO Date: 1/24/2024

5) Mayor/CRA Chairman: Please sign as indicated. Forward _____ originals to CCO for attestation/City seal (as applicable) Date: _____

6) City Clerk: Scan original and forwards _____ originals to: SSierra/ x-5598/ CAO

Attach ☒ certified Reso # 23-283 ☒ YES ☐ NO

Original Route form to SSierra/ 5598/CAO